## **APPLICATION**

Trans Border Enterprises, LLC ("TBE" or "Applicant"), by its attorneys and pursuant to Section 214 of the Communications Act of 1934, as amended ("the Act"), 47 U.S.C. 214, hereby requests global authority to operate as a resale carrier pursuant to the terms and conditions of Section 63.18 (e)(2) of the Commission's Rules to all foreign points as authorized by the Commission. 47 C.F.R. 63.18 (e)(2). TBE has no affiliation with any foreign carrier in any of the destination countries for which authority is requested nor is TBE affiliated with any dominant U.S. carrier whose services TBE may resell. Thus, pursuant to Section 63.10 (a)(1) of the Commission's Rules, 47 C.F.R. 63.10 (a)(1), TBE should be classified as a non-dominant carrier in its provision of international service on all routes. Furthermore, as explained herein, this Application is entitled to streamlined processing under Section 63.12 of the Commission's Rules. 47 C.F.R. 63.12. According to the FCC's fee schedule, Fee Code CUT, credit card payment is made and enclosed with this application.

In support of its request for authority, TBE submits the following information pursuant to Section 63.18 of the Commission's Rules, 47 C.F.R. 63.18.

(a) The name, address and telephone number of the Applicant is:

Trans Border Enterprises, LLC 941 Fourth St. 200M Miami Beach, Florida, 33139 (305) 672-0686

- (b) TBE is a corporation organized under the laws of the state of Florida.
- (c) Correspondence concerning this Application should be addressed to:

Enrique Ross Trans Border Enterprises, LLC 941 Fourth St. 200M Miami Beach, Florida, 33139 (305) 672-0686

(d) TBE has not previously received Section 214 authority from the Commission.

- (e) TBE is applying for authority to operate as a resale carrier pursuant to the terms and conditions of Section 63.18 (e)(2) of the Commission's Rules. 47 C.F.R. 63.18 (e)(2). TBE requests authority to serve all countries permitted under a grant of global authority. As evidenced by the certification provided below, TBE will comply with the terms and conditions contained in Section 63.21, 63.22 and 63.23 of the Commission's Rules. 47 C.F.R. 63.21-.23.
- (f) At this time, Applicant does not seek authority to provide service not referenced under paragraph (e) of Section 63.18 of the Commission's Rules. 47 C.F.R. 63.18 (e).
- (g) At this time, TBE does no seek authority to provide facilities based services under paragraph (e)(4) of section 63.18 thus is excluded from environmental assessment pursuant to Section 1.1306 of the Commission's Rules. 47 C.F.R. 1.1306.
- (h) As detailed in Attachment 2, TBE is 50 percent owned by Enrique Ross, a Mexican Citizen, business address at 941 Fourth St 200M, Miami Beach, Florida, 33139 and 50 percent owned by Gerado Leon de la Vega, a Mexican Citizen and US resident, business address at 941 Fourth St 200M, Miami Beach, Florida, 33139.
- (i) As evidenced by the certification attached herein, TBE is not affiliated with a foreign carrier.
- (j) As evidenced by the certification attached herein, TBE does not seek to provide international telecommunications service to any destination where: (1) TBE is a foreign carrier in that country; (2) TBE controls a foreign carrier in that country; (3) any entity that owns more than a 25% interest in TBE, or controls TBE, controls a foreign carrier in that country; or (4) two or more parties own, in the aggregate, more than 25% of TBE and are parties to, or the beneficiaries of, a contractual relationship that affects the provision or marketing of international basic telecommunications services in the United States.
- (k) Not applicable; TBE is not affiliated or otherwise related to any foreign carrier on any of the routes which TBE proposed to provide service in this Application.
- (I) Not applicable; TBE is not a foreign carrier and is not affiliated with a foreign carrier on any of the routes it proposes to resell international telecommunications service.

- (m) Not applicable; TBE is not affiliated with any foreign carrier on nay of the routes it proposes to provide services.
- (n) As evidenced by the certification provided herein, TBE has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
- (o) As evidenced by the certification provided herein, no party to this application is subject to a denial of Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988.
- (p) TBE respectfully requests streamlined processing of this Application pursuant to Section 63.12 of the Commission's Rules. 47 C.F.R. 63.12. This Application qualifies for streamlined processing for the following reasons: (1) TBE is not affiliated with a foreign carrier on any route for which authority is sought; (2) TBE is not affiliated with any dominant U.S. carrier whose international switched or private lines services it seeks to resell; and (3) TBE is not requesting authority to provide switched service over private lines to countries not previously authorized for service by the Commission.

Wherefore, TBE respectfully requests that the Commission grant it authority to provide international telecommunications services on a resale basis pursuant to Section 214 of the Communications Act of 1934, as amended.

Respectfully submitted,

Trans Border Enterprises, LLC

By: Enrique Ross Member and Treasurer Trans Border Enterprises, LLC 941 Fourth St. 200M Miami Beach, Florida, 33139 (305) 672-0686

Date: October 21, 2002

## **CERTIFICATE**

The undersigned hereby certifies, on behalf of Trans Border Enterprises, LLC. ("TBE") with respect to the foregoing application for authority to provide international services, that:

- 1. TBE is not affiliated with any foreign carrier in any of the countries to which TBE proposes to provide service in the foregoing application.
- 2. TBE will comply with the terms and conditions contained in Section 63.21, 63.22 and 63.23 of the Commission's Rules. 47 C.F.R. 63.21-.23
- 3. TBE does not seek to provide international telecommunications service to any destination where: (1) TBE is a foreign carrier in that country; (2) TBE controls a foreign carrier in that country; (3) any entity that owns more than a 25% interest in TBE, or controls TBE, or controls a foreign carrier in that country; or (4) two or more parties own, in the aggregate, more than 25% of TBE and are parties to, or the beneficiaries of, a contractual relationship that affects that provision or marketing of international basic telecommunications services in the United States.
- 4. TBE has not agreed to accept special concessions directly or indirectly from any foreign carrier with respect to any U.S. international route where the foreign carrier possesses sufficient market power on the foreign end of the route to affect competition adversely in the U.S. market and will not enter into such agreements in the future.
- 5. No party to this application is subject to a denial for Federal benefits pursuant to Section 5301 of the Anti-Drug Abuse Act of 1988, 21 U.S.C. 853 (a).

By: Enrique Ross Member and Treasurer Trans Border Enterprises, LLC 941 Fourth St. 200M Miami Beach, Florida, 33139 (305) 672-0686

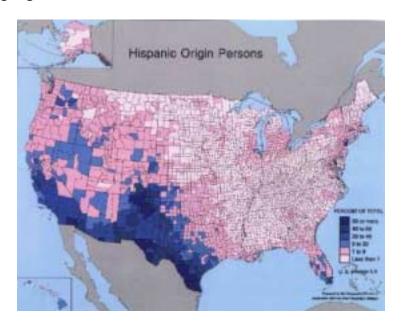
Date: October 21, 2002

## DESCRIPTION OF SERVICES

TBE is not currently providing any telecommunications services. Our plan is to tend to the Mexican-American community to provide them with lower rates by focusing on the destinations they most often communicate with and provide them with services which are focused to their habits.

The origin of the communities can be traced back to very focused geographical locations in their countries of origin. We have performed such trace and intend to provide focused communications, which reduced our resale costs and allows us to provide these services at more affordable prices.

We have identified the Mexican-American community as summarized in the following figure:



Our business model calls for the implementation of a switch and platform in the U.S. that will enable the provision of telephony services primarily between the U.S. and Mexico. There is additional interest in generating traffic from Mexico to the World, specifically to Latin America, where other minorities have strong traffic interests.

## TBE has designed three main lines of business:

**Prepaid calling cards:** For purchase of telephony time and termination on the other country. Calls will be originated via 800 numbers. Production of PINs and the ability to debit PINs real time in

accordance to elapsed time, promotions and route rates will be performed.

Premier individual callers: Individuals from the community with high LD needs to Mexico and the world. Calls will be originated via 800 numbers and customer sign up, account management and payment (credit or debit) will be web-enabled via secure site capable of debiting from major credit cards. Customers will have a password and PIN for telephone system access, web-based account/plan management, value-added services selection, call process options and review. In addition to being offered premier telephony rates. All intelligence for Value-added services will reside in severs associated with the switch and platform.

Corporate Accounts: Within the Mexican-American community, the established companies will be able to connect their PBX or direct telephone sets to a cost-effective VoIP CPE utilizing their existing internet connection.